

REMARKS

This amendment is responsive to the non-final Office Action issued October 15, 2009. Reconsideration and allowance of claims 1-17 are requested.

The Office Action

Claims 1-11 stand rejected under 35 U.S.C. § 101, but were otherwise indicated as containing allowable subject matter.

Dependent claims 12 and 13 were not rejected on art and were indicated as containing allowable subject matter.

The Present Amendment

The present amendments amends claim 1 and claims 2-10 dependent therefrom to address the 35 U.S.C. § 101 issues. Specifically, claim 1 provides a more definite recitation of hardware by reciting one or more processors programmed to perform the series of steps previously recited in claim 1. Dependent claims 2-10 have been amended analogously and to address to minor antecedent basis issues. Accordingly, it is submitted that **claim 1 and claims 2-10, and 14-16 dependent therefrom** now comply with the requirements of 35 U.S.C. § 101 and are now in condition for allowance.

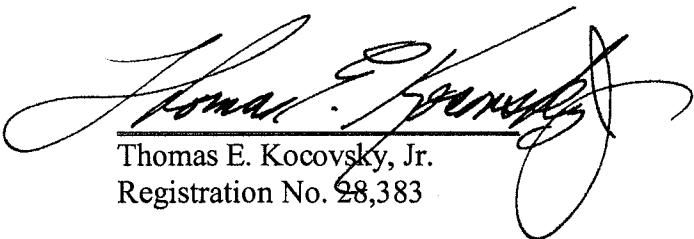
Method claim 11 has been amended to add a transformative step analogous to the step set forth on line 9 of page 5 of the Office Action. With this amendment, it is submitted that claim 11 now complies with the requirements of 35 U.S.C. § 101. Because it was previously indicated that claim 11 distinguishes patentably over the references of record, it is submitted that **claim 11 and claim 17 dependent therefrom** are now in condition for allowance.

CONCLUSION

For the reasons set forth above, it is submitted that claims 1-17 now comply with 35 U.S.C. § 101 and the other statutory requirements and distinguish patentably over the references of record. An early allowance of all claims is requested.

In the event the Examiner considers personal contact advantageous to the disposition of this case, the Examiner is requested to telephone Thomas Kocovsky at 216.363.9000.

Respectfully submitted,



Thomas E. Kocovsky, Jr.
Registration No. 28,383

FAY SHARPE LLP
The Halle Building, 5th Floor
1228 Euclid Avenue
Cleveland, OH 44115-1843
Telephone: 216.363.9000 (main)
Telephone: 216.363.9122 (direct)
Facsimile: 216.363.9001
E-Mail: tkocovsky@faysharpe.com

Direct All Correspondence to:

Yan Glickberg, Reg. No. 51,742
US PHILIPS CORPORATION
P.O. Box 3001
Briarcliff Manor, NY 10510-8001
(440) 483-3455 (tel)
(440) 483-2452 (fax)